IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.13756 of 1998

Between:

M/s Surya Chandra Wines, Main Road, Draksharama, E.G.Dist.,
Rep by Prop. Mohd.Abbas Hussain, S/o Amiruddin,
D.No.2-73, R/o Draksharama, E.G.Dist.

..... PETITIONER

AND

1 The Circle Inspector of Excise,
Ramachandrapuram, E.G.Dist.
2 The Asst.Commisioner, Proh. & Excise,
E.G.Dist. at Kakinada.
3 The Proh. & Excise Superintendent,
E.G.Dist. at Kakinada.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order, direction or any appropriate writ more particularly in the nature of Writ of Mandamus declaring the action of the 1st respondent in threatening and harassing the petitioner to close his shop i.e., M/s Surya Chandra Wines, Draksharama, E.G.Dist., without following due process of law, as illegal, arbitrary, high-handed and violative of principles of natural justice and for a consequential order directing the respondents not to interfere with petitioner's peaceful and lawful business of the above said shop.

Counsel for the Petitioner: MR.CH.DHANAMJAYA

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following:

ORDER:

Learned counsel for the petitioner submits that the cause in this writ petition does not survive and has become infructuous.

Recording the said submission, the writ petition is dismissed as having become infructuous. No costs.

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N.V. RAMANA, J.

Date: 22.02.2005

Nsr

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Circle Inspector of Excise,
Ramachandrapuram, E.G.Dist.
2 The Asst.Commisioner, Proh. & Excise,
E.G.Dist. at Kakinada.
3 The Proh. & Excise Superintendent,
E.G.Dist. at Kakinada.

4 Two CCs to GP for Prohibition and Excise, High Court Buildings,

Hyderabad (OUT)

5 2 CD copies

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